



JUN 29 2009

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to:
MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: June 23, 2009 Signature:

(William A. DiBianca)

Docket No.: SPINE 3.0-437 CPCPCPCPCPCP I CON I

EXPEDITED PROCEDURE

Group Art Unit: 3738

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: :
Errico et al. :
Application No.: 10/663,493 : Group Art Unit: 3738
: :
: Filed: September 16, 2003 : Examiner: B. E.
: : Pellegrino
: :
For: INTERVERTEBRAL SPACER DEVICE :
HAVING AN ANGLED PERIMETER
FORMANIPULATION USING A SURGICAL
TOOL

AMENDMENT UNDER 37 CFR 1.116

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated September 18, 2008, finally rejecting claims 1-8, 10-20 and 22, please amend the above-identified U.S. patent application as follows: